

# **DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)**

☒ Declaration  
Submitted  
With Initial  
Filing

☐ Declaration  
Submitted after Initial  
Filing (change  
(37 CFR 1.16 (e))  
required)

Attorney Docket Number	50005-14
First Named Inventor	David Aughton
COMPLETE IF KNOWN	
Application Number	Unassigned
Filing Date	Herewith
Art Unit	Unassigned
Examiner Name	Unassigned

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I declare the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**LOSS DETECTION SYSTEM FOR OPEN CHANNEL NETWORKS**

The specification of which (Title of the Invention)

☐ is attached hereto

OR

☒ was filed on (MM/DD/YYYY): **03/22/2005** as United States Application Number or PCT International

Application Number: **PCT/US05/000419** and was amended on (MM/DD/YYYY): **03/22/2005** of Applicant

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 (including for continuation-in-part applications), material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d), or (b)(3) of any foreign applications for patent, inventor's, or plant breeder's rights certificate(s), or 35(a) of any PCT international application which designated at least one country other than the United States of America, (here below not true also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s) or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?
20040904026	Australia	03/22/2004	<input type="checkbox"/>	YES NO
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet (PTO/DK/616) attached hereto.

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This collection of information is required by 35 U.S.C. 116 and 37 CFR 1.63. The information is required to obtain or defend a patent by the patent, which is to be used by the USPTO in processing an application. Confidentiality is governed by 35 U.S.C. 102 and 37 CFR 1.51 and 1.14. This collection is submitted to same 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. There will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-PTO-9199 and select option 2.

## DECLARATION — Utility or Design Patent Application

Direct all correspondence to:		<input checked="" type="checkbox"/> The address associated with Customer Number	58773	<input type="checkbox"/> Correspondence address below
Name				
Address				
City	State	Zip		
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<p><b>WARNING:</b></p> <p>Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identify theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(e) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.</p>				
<p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p>				
NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle, if any)		Family Name or Surname		
Device		Auction		
Inventor's Signature		Date		7/7/06
Residence: City	State	Country	Citizenship	
Victoria		Australia	Australia	
Mailing Address				
475-427 Riverside Road, Hawthorn East				
City	State	Zip	Country	
Melbourne		3123	Australia	
<input type="checkbox"/> Add such initials or a legal representative are being named on file _____ (supplemental sheets PTO/GB02A or PTO/GB02B attached hereto)				

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